

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3558-01
Bill No.: HB 1763
Subject: Crimes and Punishment; Motor Vehicles; Telecommunications
Type: Original
Date: March 15, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
None			
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety – Missouri State Water Patrol, – Division of Fire Safety, – Missouri National Guard, – Missouri State Highway Patrol, Department of Transportation, Department of Revenue, and the Department of Corrections** assume the proposed legislation would have no fiscal impact on their agencies.

Officials from the **Office of Prosecution Services** assume prosecutors could absorb the costs of the proposed legislation within existing resources.

Officials from the **Office of State Public Defender** assume existing staff could provide representation for those cases arising where indigent persons were charged with using a mobile telephone while operating a motor vehicle. Passage of more than one bill increasing penalties on existing crimes or creating new crimes would require the State Public Defender System to request increased appropriations to cover the cumulative cost of representing indigent persons accused in the now more serious cases or in the new additional cases.

Officials from the **Office of State Courts Administrator (CTS)** would expect a number of new cases to be filed initially. After a period of adjustment, CTS would anticipate substantial compliance and would not expect a significant increase in the workload for the judiciary.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

The proposed legislation would prohibit the use of a mobile telephone while operating a motor vehicle. Violators would be guilty of a class C misdemeanor, unless an accident is involved, in which case the violator would be guilty of a class B misdemeanor.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space. This legislation would not affect Total State Revenue.

SOURCES OF INFORMATION

Department of Public Safety

- Missouri State Water Patrol
- Division of Fire Safety
- Missouri National Guard
- Missouri State Highway Patrol

Department of Transportation

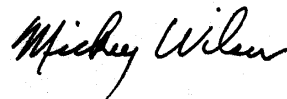
Office of State Public Defender

Office of State Courts Administrator

Department of Revenue

Department of Corrections

Office of Prosecution Services



Mickey Wilson, CPA
Acting Director

March 15, 2002